

AMENDED

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office OCT 1 1973
 Returned to applicant for correction NOV 9 1973
 Corrected application filed NOV 15 1973 Map filed Feb. 6, 1967, under 23454

The applicant O. V. Bennett, Jr.
307 1st Federal Building of Austin, Travis County
Street and No. or P.O. Box No. City or Town
Texas 78701, hereby make application for permission to change the
State and Zip Code No.
Point of Diversion and Place of Use of a Portion
 of water heretofore appropriated under Permit 19330 Cert. 6382

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

- The source of water is Underground
Name of stream, lake or other source.
- The amount of water to be changed 2.2 c.f.s.
Second feet, acre feet.
- The water to be used for irrigation
If for stock state number and kind of animals.
- The water heretofore used for irrigation
If for stock state number and kind of animals.
- The water is to be diverted at the following point SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 33, T.3S., R.55E., M.D.B.&M.,
or at a point from which the NE cor. of said Sec. 33 bears N. 44°
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
18' E., a distance of 1900 ft.
stated.
- The existing point of diversion is located within SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33, T.3S., R.55E., M.D.B.&M.
or at a point from which the W $\frac{1}{4}$ cor. of said Sec. 33 bears S. 33°
If point of diversion is not changed, do not answer.
36' W., 544 ft. (See remarks).
- Proposed place of use NE $\frac{1}{4}$ Sec. 33, T.3S., R.55E., M.D.B.&M., NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ All in Sec. 33, T.3S., R.55E., M.D.B.&M. 160 acres.
- Existing place of use NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ All in Sec. 33, T.3S.,
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
R.55E., M.D.B.&M. 160 Acres
- Use will be from Jan. 1 to Dec. 31 of each year.
Day and Month Day and Month
- Use has been from Jan. 1 to Dec. 31 of each year.
Day and Month Day and Month
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) well, pump, motor, irrigation system
State manner in which water is to be diverted, whether by dam or other works,
(Note: Well completed at this time.)
whether through pipes, ditches, flumes, or other conduits.
Well Log No. 10734

12. Estimated cost of works \$10,000.00
13. Estimated time required to construct works 2 yr.
14. Estimated time required to complete the application of water to beneficial use 3 yr.
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
Send copies of all correspondence and notices to D. C. Day, P. O. Box 192, Alamo, Nev., 89001 - Add - Remarks Q.6. The tie shown under Permit 19330 shows "At a point from which the NE cor. S. 36, T.3S., R.53E., bears N. 83° 47' E., a distance of 21,114 ft." The tie was made prior to dependent re-survey of 1964. Use map filed under 23454.
Compared jw/lk lk/bs Applicant O. V. Bennet, Jr.

By s/ D. C. Day
P. O. Box 192
Alamo, Nevada 89001

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the Point of Diversion and Place of Use of the waters of an underground source as heretofore granted under Permit 19330, Certificate 6382 is issued subject to the terms and conditions imposed in said Permit 19330, Certificate 6382 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.2 cubic feet per second, but not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before October 22, 1974
Proof of commencement of work shall be filed before November 22, 1974
Work must be prosecuted with reasonable diligence and be completed on or before October 22, 1975
Proof of completion of work shall be filed before November 22, 1975
Application of water to beneficial use shall be made on or before October 22, 1977
Proof of the application of water to beneficial use shall be filed on or before November 22, 1977
Map in support of proof of beneficial use shall be filed on or before November 22, 1977

Commencement of work filed DEC 11 1975 IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD,
Completion of work filed _____ State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed _____ my office, this 22nd day of April,
Cultural map filed _____
Certificate No. _____ Issued _____ A.D. 19 74

Recorded JAN 7 1976 Page _____
CANCELLED 2407 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Roland D. Westergard
STATE ENGINEER